

**NELSON RESOURCE MANAGEMENT PLAN**  
**PUBLIC NOTICE OF PROPOSED PLAN CHANGE 16**  
**Clause 5, First Schedule, Resource Management Act 1991 (RMA)**

Nelson City Council has prepared proposed Council Plan Change 16 'Inner City Noise' to the Nelson Resource Management Plan (NRMP).

**WHAT THE PROPOSAL COVERS**

The proposed Plan Change is a package of amendments summarised as follows:

1. Introduce permitted activity requirements for new bedrooms in residential units, or new rooms intended to be used for sleeping in Short Term Living Accommodation units (hotels, motels etc) in the Inner City Zone to be acoustically insulated to reduce noise entering these sleeping areas.
2. Require new or extended 'noise generating activities' to apply for a resource consent to allow for consideration of noise issues.
3. Plan provision retaining control over night time maximum noise level ( $L_{AFmax}$ ).
4. Retain and amend the rule controlling noise at properties in the Residential Zone.
5. Use the unreasonable and excessive noise provisions of the RMA to manage and enforce noise within the Inner City Zone rather than the current noise rule ICr.42.
6. Non-regulatory approaches including ongoing education.

The proposed approach is about improving how noise is managed in the Inner City Zone. It is not about changing the general level of noise. The approach also recognises that the Inner City Zone provides a central area containing diverse activities which enhance vitality and vibrancy; while also providing for a standard of amenity appropriate to the location.

Externally referenced documents: NZS 6801:2008 Acoustics – Measurement of environmental sound. NZS 6802:2008 Acoustics – Environmental noise. NZS 6803:1999 Acoustics – Construction noise.

A change is also proposed to the ventilation requirements of the Port Effects Control Overlay allowing for more cost effective and practicable options to be used which still achieve the standard required.

**WHERE THE PROPOSAL MAY BE INSPECTED**

The proposed Plan Change document and the accompanying Section 32 Report are available for public inspection at:

- Nelson City Council Customer Service Centre, Ground Floor, 110 Trafalgar Street, Nelson;
- Elma Turner Library, Halifax St, Nelson;
- Nightingale Library Memorial, Rocks Rd, Tahunanui;
- Stoke Library, Putaitai St, Stoke;
- Online at [www.nelsoncitycouncil.co.nz](http://www.nelsoncitycouncil.co.nz) (search phrase: Plan Change 16).

## **SUBMISSIONS**

The proposal is open for submissions until **5pm Friday 4 October 2013**.

Any person may make a submission. Forms for making submissions can be obtained from any of the places listed above in the '*Where The Proposals May Be Inspected*' section (online submissions are also accepted). You are required to use the submission form provided, or a similar format consistent with Form 5, Resource Management (Forms, Fees & Procedures) Regulations 2003.

Submissions on the proposed plan change can be lodged –

**By delivery to:**

Policy & Planning Administrator  
Nelson City Council  
Civic House, 110 Trafalgar Street  
Nelson 7010

**By mail to:**

Attention Policy & Planning Administrator  
Nelson City Council  
PO Box 645  
Nelson 7040

## **THE PROCESS FOR PUBLIC PARTICIPATION**

The process for public participation in the consideration of the proposed Plan Change under the RMA is as follows:

- after the closing of submissions, Nelson City Council will prepare a summary of the submissions and this summary will be publicly notified, and
- there will be an opportunity to make a further submission in support of, or in opposition to, the submissions already made, and
- if a person making a submission asks to be heard in support of his or her submission, a hearing will be held, and
- Nelson City Council will make its decisions on the proposal (i.e. on the submissions and whether to amend the proposed Plan Change, including its reasons for accepting or rejecting submissions) within two years of this public notice, and
- any person who made a submission has the right to appeal the Council's decision on the proposed Plan Change to the Environment Court.

## **ADDITIONAL INFORMATION**

For further information please visit the Council's website, the Customer Service Centre (Ground Floor, 110 Trafalgar St, Nelson) or contact Reuben Peterson on (03) 546 0295 (email [reuben.peterson@ncc.govt.nz](mailto:reuben.peterson@ncc.govt.nz)).

**Clare Hadley**  
**Chief Executive, Nelson City Council**  
7 September 2013